



**CONFIRMATION
COPY**

PATENTS
Attorney Docket No. 23164-1001

CERTIFICATE OF TRANSMISSION

I hereby certify that this paper is being transmitted via facsimile to: U.S. Patent & Trademark Office, Fax No. (703) 308-4556, Washington, DC 20231, on March 8, 1999.

Victoria L. Boyd
Victoria L. Boyd

3-8-99
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Tovey

Application No: 08/853,870

: Group Art Unit: 1614

Filed: May 9, 1997

: Examiner: Goldberg, J.

Title: Therapeutic Applications of High Dose Interferon

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

AMENDMENT PURSUANT TO 37 CFR §1.116

Responsive to the Office Action mailed January 6, 1999, Applicant hereby requests reconsideration in light of the following remarks.

REMARKS

Claims 6, 13 and 17-33 are pending. The present invention is directed to the use of ultra-high doses of interferon to treat a neoplastic condition sensitive to interferon. Neither of the cited prior art references addresses the use of high dose interferon to treat a neoplastic condition.

Rejection under 35 USC §103 of claims 17-20

Claims 17-20 stand rejected under 35 USC §103(a) as being unpatentable over Samo et al. Samo allegedly teaches a dose of 40×10^6 units of interferon and, thus, provides the motivation to make the claimed composition. Applicant respectfully disagrees.

DE-DOCKETED:

MAR 1 1999

RECEIVED
TECH CENTER 1610/2300
99 APR 15 PM 2:26
GROUP 180